

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Jul 29, 2019

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

CESAR EMMANUEL CABRERA-
HOIL, VICTOR DANIEL CETINA-
CHI, WILBERT ROSENDO CHAN-
TUN, MAURICIO DE JESUS
ESCOBEDO-GAMBOA, ANGEL
LUIS GOMEZ-BE, and JORGE
RAFAEL TZEK-PEREZ,

Defendants.

No. 2:19-CR-0073-JTR

ORDER RE: PRETRIAL MOTIONS

THIS MATTER came before the Court on July 11, 2019 for a hearing on pretrial motions. The United States was represented by Assistant U.S. Attorney Matthew F. Duggan. Defendants Cesar Emmanuel Cabrera-Hoil, Victor Daniel Cetina-Chi, Wilbert Rosendo Chan-Tun, Mauricio De Jesus Escobedo-Gamboa, Angel Luis Gomez-Be, and Jorge Rafael Tzek-Perez were not present and excused from attendance pursuant to FED. R. CRIM. P. 43. Each defendant's lawyer was present for the hearing.

For the reasons provided in open court, **IT IS HEREBY ORDERED:**

1. Defendant's motion to dismiss Count 1 of the Amended Information, **ECF No. 117, is DENIED.**

2. Defendant's motion to suppress statements, **ECF No. 118, is GRANTED, in part, and DENIED, in part.**

3. Any and all statements made by Defendant Victor Daniel Cetina-Chi are inadmissible and suppressed.

1 4. Any statements made by all Defendants prior to the Form 215
2 interviews are deemed inadmissible and are suppressed.

3 5. With the exception of statements made by Defendant Cetina-Chi, any
4 statements made by Defendants during the Form 215 interviews and thereafter
5 during the administrative process interviews are admissible.

6 **IT IS SO ORDERED.** The District Court Executive is directed to enter this
7 order and furnish copies to counsel.

8 DATED July 29, 2019.

A handwritten signature in black ink, appearing to be "M" followed by a stylized flourish.

JOHN T. RODGERS
UNITED STATES MAGISTRATE JUDGE